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April 12, 2017

Honorable Alison J. Nathan
United States District Court
United States District Judge
Foley Square Courthouse
New York, New York 10007

Re: United States v. Rasheid Butler, 15 CR. 95-26, (AJN)

Dear Judge Nathan:

I am writing on behalf of my client, Rasheid Butler, to clarify my recently submitted sentencing letter requesting a horizontal departure of his criminal history from category II to category I. Whereas I believed that such a request was consistent with the plea agreement, I understand that the government has a different view and, therefore, I withdraw the application for a horizontal departure and urge the Court to consider the same arguments pursuant to 18 USC 3553(a). The government has no objection to such consideration.

Thank you for consideration of this application.

Respectfully submitted,

Michael H. Gold